

Remarks

Applicant requests a reconsideration of the present patent application in view of the above amendments and following remarks. Claims 1 and 5 have been amended, claims 4 and 8 have been cancelled and claims 9-12 have been added. Therefore, claims 1-4, 5-7 and 9-12 are pending in this applications

The drawing have been rejected under 37 C.F.R. § 1.83(a) because the feature "means for holding a sprayer wand horizontal" of claims 4 and 8 was not shown in the drawings. Also, claims 4 and 8 have been rejected under 35 U.S.C. § 112, first paragraph as failing to comply with the enablement requirement. Since Applicant has cancelled claims 4 and 8, these rejections are now moot.

Claim s 1, 2, 5 and 6 have been rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 5,775,591 to Fauci in view of U.S. Patent No. 4,700,830 to O'Brien. Applicant respectfully traverses this rejection.

Independent claims 1 and 5 have been amended to include a means for storing peripheral items. Neither Fauci nor O'Brien disclose or make obvious this feature as claimed, nor do any of the prior art made of record and not relied upon. Ehrick discloses a receptical 28 for storing a nozzle. However, the receptical 28 of Ehrick is on a hand truck 20, not on a holster. Applicant's invention eliminates the need for cumbersome, relatively expensive equipment, such as a hand truck. Furthermore, a hand truck may not be able to be easily transported to all of the places in which one may want to use a sprayer, such as in thick vegetation or on irregular ground.

For at least these reasons, Applicant submits that claims 1 and 5 are not taught or suggested by the cited prior art and request that the rejection be withdrawn. As claims 2, 3, 6 and 7 depend from either claim 1 or 5, these claims are also not taught or suggested by the cited prior art for at least the same reasons set forth with respect to claims 1 and 5.

Claims 9-12 are directed toward a sprayer holster comprising a body configured for secure attachment to a sprayer, the body also being configured for securing a spray wand and peripheral items. Applicant requests that claims 9-12 be allowed.

Conclusion

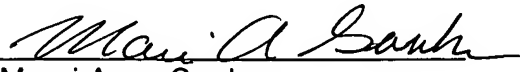
In light of the foregoing, Applicants submit that claims 1-3, 5-7 and 9-12 are in condition for allowance and such allowance is respectfully requested.

Should the Examiner feel that any unresolved issues remain in this case, the undersigned may be contacted at the telephone number listed below to arrange for an issue resolving conference.

No fee is believed to be owed. However, the Commissioner is hereby authorized to charge any fee that may have been overlooked, to Deposit Account No. 10-0223 to cover any such fees.

Respectfully submitted,

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